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On: NOVEMBER 27, 2002

By: Nancy Pizzo
NANCY PIZZO

**AMENDMENT UNDER 37 CFR 1.116
EXPEDITED PROCEDURE -
EXAMINING GROUP 2125**

PATENT

Attorney Docket No.: 00287S-004820US
Client Ref. No.: P-3026

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DEC 10 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Technology Center 2100

In re application of:

PHILIP S. GREEN

Application No.: 08/709,930

Filed: September 9, 1996

For: SURGICAL SYSTEM

Examiner: GARLAND, STEVEN

**AMENDMENT UNDER 37 CFR 1.116
EXPEDITED PROCEDURE -
EXAMINING GROUP 2125**

Box AF

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Final Office Action mailed July 19, 2000, and pursuant to the return of the subject application to *ex parte* prosecution (noted in the Communication of September 30, 2002) after the Board entered final judgment in Interference Nos. 104,643, 104,644, and 104,645, please amend this application as follows:

IN THE CLAIMS:

Please amend claims 118, 123, 138, and 141; please cancel claims 139 and 144; and please add claims 161 and 162, as follows.

Applicants note that the highest numbered claim previously submitted during *ex parte* prosecution (prior to the interferences involving this application) was claim 151. Applicants have herein avoided the use of claim numbers 152 through 160 so as to avoid confusion with claims proposed to be added during the interferences.

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